



IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

In re Request for Assistance from the
Government of the Kingdom of Belgium
Relating to the Investigation of the Murder
of S.V.H.

No. MC-19-00011-PHX-GMS

ORDER

Upon application of the United States seeking an order, pursuant to 18 U.S.C. §3512, appointing Brian E. Kasprzyk, Assistant U.S. Attorney, Office of the United States Attorney (or a substitute or successor subsequently designated by the Office of United States Attorney), as a commissioner to execute the above-captioned request from the Government of the Kingdom of Belgium (the "Request") by collecting evidence for use in a criminal investigation, prosecution, or proceeding in Belgium, and the Court having fully considered this matter,

IT IS HEREBY ORDERED, pursuant to the authority conferred by 18 U.S.C. §3512, that Brian E. Kasprzyk (or a substitute or successor designated by the Office of the United States Attorney) is appointed as a commissioner of this Court (the commissioner) and hereby directed to execute the Request and to take such steps as are necessary to collect the evidence requested. In doing so, the commissioner:

1. may issue commissioner subpoenas to be served at any place within the United States on persons (natural and legal) ordering them or their representatives to appear and to testify and/or produce evidence located within the United States;
2. shall adopt procedures to collect the evidence requested consistent with its

1 use in the investigation, prosecution, or proceeding in Belgium for which the Ministry of
2 Justice Belgium has requested assistance, which may be specified in the Request or
3 provided by, or with the approval of, the Ministry of Justice Belgium;

4 3. may, in collecting the evidence requested, be accompanied by persons whose
5 presence or participation is authorized by the commissioner, including, without limitation,
6 special agents of the Federal Bureau of Investigations and/or representatives of Belgium
7 who, as authorized or directed by the commissioner, may direct questions to any witness;

8 4. may seek such further orders of this Court as may be necessary to execute
9 this Request, including orders to show cause why persons served with commissioner
10 subpoenas who fail to appear and/or produce evidence should not be held in contempt, and
11 protective orders to regulate the use of the evidence collected;

12 5. may order the subpoenaed parties not to notify any person, including but not
13 limited to the subject of the investigation and/or members of his family, of the existence of
14 the commissioner subpoena or its contents, except that the subpoenaed parties may notify
15 their own attorneys, if applicable, of the subpoena and its contents for the purpose of
16 receiving legal advice; and

17 6. shall certify and transmit the evidence collected to the Office of International
18 Affairs, which will transmit it to Belgium.

19 DATED this 3 day of May, 2019.

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22 U.S. DISTRICT COURT JUDGE
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